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PATENT  
Attorney Docket No. 5725.0134-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Christine DUPUIS

Serial No.: 09/172,853

Filed: October 15, 1998

For: COSMETIC COMPOSITION  
WITH A FIXING AND/OR  
CONDITIONING POLYMER  
CONTAINING A SPECIFIC  
ACRYLIC COPOLYMER



Group Art Unit: 1617

Examiner: E. Webman

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits.

Copies of the listed documents are attached.

Applicant respectfully requests that the Examiner consider the listed documents, indicate that they were considered by making appropriate notations on the attached form PTO 1449, and returning the initial form to Applicant.

The following is a statement regarding the non-English documents:

- o **JP Sho 53-12429:** This document is referenced in the Notice of Rejection from the Japanese Patent Office issued in the corresponding Japanese application, copy submitted herewith.

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- o JP Hei 9-110630: An English language abstract is submitted herewith.
- o JP 6-207073: An English language abstract is submitted herewith.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By:   
Edna Vassilovski  
Reg. No. 42,198

Date: December 22, 1999